

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DISTRICT**

TIARA ROBINSON, as Next Friend and  
Natural Mother of C.R., TIARA  
ROBINSON, Individually, and  
ORLANDUS ROBINSON, Individually,

Plaintiffs,

v.

NEWELL WINDOW FURNISHINGS,  
INC., and J.C. PENNEY CORPORATION,

Defendants.

No. 4:10-CV-01176 JCH

**NEWELL WINDOW FURNISHINGS, INC. AND  
J.C. PENNEY CORPORATION’S MOTION TO BAR PLAINTIFFS’  
“NON-RETAINED EXPERTS/FACT WITNESSES WITH EXPERTISE”**

Defendants Newell Window Furnishings, Inc. and J.C. Penney Corporation, pursuant to Federal Rules of Civil Procedure 16 and 37 and Federal Rule of Evidence 702, request that the Court bar Plaintiffs’ “non-retained experts/fact witnesses with expertise” — Linda Kaiser, Robert Nevins, Toni Griesbach, Donald Vasos, Eric and Ann Olen, Nicole Walla, and “parents of children who have been injured or killed by corded window covering products” — from testifying as experts in this matter.

In support of this Motion, Defendants submit the Memorandum in Support of Their Motion to Bar Plaintiffs’ “Non-Retained Experts/Fact Witnesses with Expertise.”

**WHEREFORE,** Defendants Newell Window Furnishings, Inc. and J.C. Penney Corporation request that this Court enter an order barring Plaintiffs’ “non-retained experts/fact witnesses with expertise” — Linda Kaiser, Robert Nevins, Toni Griesbach, Donald Vasos, Eric and Ann Olen, Nicole Walla, and “parents of children who have been injured or killed by corded

window covering products” — from testifying as experts in this matter and awarding such further relief as this Court deems just and proper.

Respectfully submitted,

By: /s/ Holly A. Podulka

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*Attorneys for Defendants Newell Window  
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**CERTIFICATE OF SERVICE**

The undersigned, an attorney, hereby certifies that on May 10, 2012, she filed the foregoing and this Certificate of Service with the Clerk of the Court via the Case Management/Electronic Case Filing (CM/ECF) system, which will provide electronic notice to all counsel of record.

/s/ Holly A. Podulka

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